

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

CYNTHIA DIBARTOLO,

Plaintiff,

- against -

ABBOTT LABORATORIES,

Defendant.

USDC SDNY  
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ELECTRONICALLY

DOC#:

DATE FILED: 11/06/2013

*Buchwald, P.*

Case No. 1:12-cv-00900-NRB

ECF Case

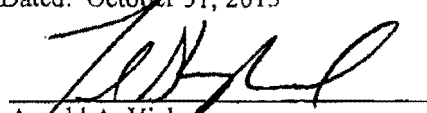
**STIPULATION AND PROPOSED  
ORDER TO CONTINUE EXPERT  
DISCOVERY DEADLINES AND  
DAUBERT BRIEFING**

On September 4, 2013, the Court granted the parties' Joint Scheduling Proposal and set forth deadlines for expert discovery on causation and a briefing schedule for *Daubert* motions on causation experts. (Dkt. 40.) Because the Court had previously determined that resolution of expert causation issues should precede fact discovery in this matter, no other deadlines have been set. (*See id.*) The parties have conferred and agree that a 90-day continuance of expert discovery and *Daubert* briefing deadlines is appropriate, and will not prejudice either party or unduly delay this litigation. Therefore, the parties respectfully request that the deadlines set forth by the Court's September 4, 2013 Order be modified as follows:

| Event  | Current Deadline  | New Deadline      |
|--|---|-------------------|
| Designation of Plaintiff's General and Specific Causation Experts and Service of Plaintiff's General and Specific Causation Expert Reports | September 25, 2013<br>(completed)   | N/A               |
| Designation of Defendant's General and Specific Causation Experts and Service of Defendant's General and Specific Causation Expert Reports | October 25, 2013<br>(extended to<br>November 15, 2013<br>per the parties'<br>agreement) | January 23, 2014  |
| Completion of General and Specific Causation Expert Depositions  | November 25, 2013   | February 24, 2014 |

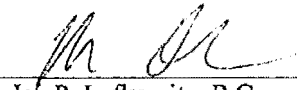
| Event   | Current Deadline  | New Deadline   |
|---|-------------------|----------------|
| Deadline to File <i>Daubert</i> Motions on General and Specific Causation Experts                       | December 24, 2013 | March 24, 2014 |
| Deadline to File Oppositions to <i>Daubert</i> Motions on General and Specific Causation Experts        | January 14, 2014  | April 14, 2014 |
| Deadline to File Replies in Support of <i>Daubert</i> Motions on General and Specific Causation Experts | January 28, 2014  | April 28, 2014 |

Dated: October 31, 2013

  
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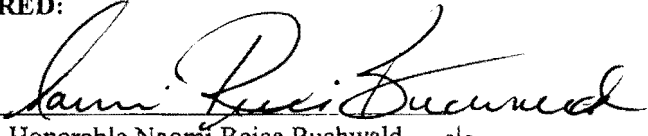
Respectfully submitted,

  
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*Counsel for Defendant Abbott Laboratories*

SO ORDERED:

  
 Honorable Naomi Reice Buchwald  
 United States District Judge